

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q96125

Myoung Woo LEE, et al.

Allowed: June 26, 2009

Appln. No.: 10/587,398

Group Art Unit: 1651

Confirmation No.: 3357

Examiner: Lora Elizabeth Barnhart

Filed: July 27, 2006

For: METHOD FOR ISOLATING AND CULTURING MULTIPOTENT
PROGENITOR/STEM CELLS FROM UMBILICAL CORD BLOOD AND METHOD
FOR INDUCING DIFFERENTIATION THEREOF

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98**

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant is filing

concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

Information Disclosure Statement filed August 4, 2009

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants enclose herewith a copy of a Communication from a foreign patent office mail date June 15, 2009, in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office. Also, for WO 02/16560 an English language Abstract is attached.

Please note that WO 2003/068937 and WO 02/064755 were also cited in the International Search Report and listed on PTO/SB/08 Form submitted in the present application on July 27, 2006.

Please note that WO 03/070922 was also cited in the Office Communication submitted in the present application on February 18, 2009, and corresponds to KR 2003-0069115 disclosed the International Search Report and listed on PTO/SB/08 Form submitted in the present application on July 27, 2006.

Information Disclosure Statement filed July 27, 2006

Also submitted herein are copies of the following references:

KR 2003/0069115 (equivalents to WO 03/070922 cited in the currently filed foreign office communication and was also cited in the Office Communication submitted in the present application on February 18, 2009, and corresponds to KR 2003-0069115 disclosed the International Search Report and listed on PTO/SB/08 Form submitted in the present application on July 27, 2006);

WO 2003/068937 (also cited in the Official Action submitted herein); and

WO 2002/064755 (also cited in the Official Action submitted herein).

These references were cited in an International Search Report and listed in the PTO SB 08 filed in the present application on July 27, 2006. However, they were not considered by the Examiner on the grounds that no copies were provided. Applicant respectfully request these references be considered and acknowledged by the Examiner.

Information Disclosure Statement filed February 18, 2009

Also, WO 03/070922 (also cited in the Official Action submitted herein, and corresponds to KR 2003-0069115 disclosed the International Search Report and listed on PTO/SB/08 Form submitted in the present application on July 27, 2006) was cited in a foreign office action and listed in the PTO SB 08 filed in the present application on February 18, 2009, was not considered by the Examiner on the grounds that a copy was not provided. However, please note the both the foreign office action and a copy of the reference were filed, and are available in PAIR. Accordingly, Applicants respectfully request the reference now we considered and acknowledged by the Examiner.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98
U.S. Appln. No.: 10/587,398

Attorney Docket No.: Q96125

Respectfully submitted,

/Sunhee Lee/

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

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Date: August 4, 2009

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,
/Sunhee Lee/

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